

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 97-20

Introduced by Council President Parrott at the request of the County Executive  
Legislative Day No. 97-6 Date February 18, 1997

AN ACT to add new Chapter 29, Harford County Sheriff's Office Pension, to Part I, Administrative Legislation, of the Harford County Code, as amended; to provide for the adoption by reference of the Sheriff's Office Pension Plan and the Sheriff's Office Pension Plan Trust Agreement which are attached hereto and incorporated herein by reference and to further provide that the Sheriff's Office Pension Plan and the Sheriff's Office Pension Plan Trust Agreement are made a part hereof as though fully stated herein, and generally relating to the establishment of a pension plan for certain law enforcement and correctional employees of the Sheriff's Office.

By the Council, February 18, 1997

Introduced, read first time, ordered posted and public hearing scheduled

on: March 18, 1997

at: 7:00 p.m.

By Order: James D. Vanna, Acting Council Administrator

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on Mar. 18, 1997 and concluded on, Mar. 18, 1997.

James D. Vanna, Acting Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1           WHEREAS, the Sheriff is a state constitutional officer (see, Md. Constitution Art. IV §44  
2           (1981 Repl. Vol.)); and

3           WHEREAS, the Sheriff and deputies are state officials or employees (see, Md. Code Ann.,  
4           State Gov't. §12-101(6) (1995 Repl. Vol.); Rucker v. Harford County, Maryland, 558 A.2d 399,  
5           316 Md. 275 (1989)); and

6           WHEREAS, under the laws of the State of Maryland, the Sheriff is subject to the budget  
7           and fiscal policies and the purchasing laws of the County; and the County, through its budget, is  
8           required to provide for the compensation of the deputies and certain other expenses associated with  
9           the operation of the Sheriff's Office (see, Md. Code Ann. art. 24, §8-101(3); Md. Code Ann.,  
10          Cts. & Jud. Proc. §2-309 (1995 Repl. Vol.)); and

11          WHEREAS, this legislation is being enacted to establish the mechanisms for the  
12          implementation of a pension for the Sheriff and deputies as part of the County's state-mandated  
13          directive to provide a mechanism for the compensation of those deputies the County sees fit to  
14          provide for through its budgetary process.

15          NOW, THEREFORE,

16          Section 1. Be It Enacted By The County Council of Harford County, Maryland, that new Chapter  
17          29, Harford County Sheriff's Office Pension, be added to Part I, Administrative Legislation, of  
18          the Harford County Code, as amended, to read as follows:

19          Chapter 29. HARFORD COUNTY SHERIFF'S OFFICE PENSION.

20          §29-1. HARFORD COUNTY SHERIFF'S OFFICE PENSION PLAN.

21          THE HARFORD COUNTY SHERIFF'S OFFICE PENSION PLAN IS  
22          INCORPORATED HEREIN AND ADOPTED BY REFERENCE AS THOUGH IT WERE

1 FULLY STATED HEREIN.

2 §29-2. HARFORD COUNTY SHERIFF'S OFFICE PENSION PLAN TRUST AGREEMENT.

3 THE HARFORD COUNTY SHERIFF'S OFFICE PENSION PLAN TRUST  
4 AGREEMENT IS INCORPORATED HEREIN AND ADOPTED BY REFERENCE AS  
5 THOUGH IT WERE FULLY STATED HEREIN.

6 Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the date  
7 it becomes law.

EFFECTIVE: May 30, 1997

*The Council Administrator does hereby certify that  
fifteen (15) copies of this Bill are immediately available for  
distribution to the public and the press.*

*James D. Varnum*  
\_\_\_\_\_  
Acting Council Administrator

HARFORD COUNTY BILL NO. 97-20(Brief Title) Sheriff's Office Pension Plan

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James D. Vannoy  
Acting Council Administrator

Barbara J. Carroll  
President of the Council

Date March 18, 1997Date March 18, 1997

## BY THE COUNCIL

Read the third time.

Passed: LSD 97-9 (March 18, 1997)

Failed of Passage: \_\_\_\_\_

By Order

James D. Vannoy  
Acting Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 20th day of March, 1997 at 3:00 p. m.

James D. Vannoy  
Acting Council Administrator

## BY THE EXECUTIVE

Eileen M. Rehrmann  
COUNTY EXECUTIVE

APPROVED: Date March 31, 1997

BY THE COUNCIL

This Bill (No. 97-20), having been approved by the Executive and returned to the Council, becomes law on March 31, 1997.

James D. Vannoy / MKH  
Acting Council Administrator

EFFECTIVE DATE: May 30, 1997